

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

The Kroger Company,)	
)	
Plaintiff,)	Case No. 1:02-CV-439
)	
vs.)	
)	
Malease Food Corporation,)	
)	
Defendant.)	

AMENDED ORDER

On April 25, 2005, the Court entered an order (Doc. No. 87) remitting the jury's verdict in favor of Plaintiff The Kroger Company to \$400,000. The order should have stated that the jury's verdict was remitted to \$440,000. Therefore, pursuant to Rule 60(a) of the Federal Rules of Civil Procedure, the Court enters this amended order to correct that error. Accordingly, the Court **ORDERS** that the jury's damage award in favor of Plaintiff be remitted to \$440,000.

IT IS SO ORDERED

Date May 2, 2005

s/Sandra S. Beckwith
Sandra S. Beckwith, Chief Judge
United States District Court